



STO/SB/92 (09-04)

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Certificate of Mailing under 37 CFR 1.8

Applicant(s): Levit et al.

Docket no. 91820

Application No.	Filing Date:	Examiner:	Customer No.	Group Art Unit:
10/812,321	March 29, 2004	TBA	24628	2661

Invention: Lyer-3 Network Routing with RPR Layer-2 Visibility

I hereby certify that this Information Disclosure Statement is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on February 6, 2007

(Date)

Gerald T. Shekleton Reg. No. 27,466
(Typed or Printed Name of Person Mailing Correspondence)


(Signature of Person Mailing Correspondence)

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Certificate of Mailing by First Class Mail (37 CFR 1.8); Information Disclosure Statement, PTO Form 1449 citing 7 U.S. Patent documents (not enclosed) ; also enclosed are two U.S. Office Actions and PTO Form 892, authorization to charge deposit account no. 23-0920 if necessary, and a return receipt postcard.

The Commissioner is hereby authorized to charge any fees which may be required, including, if necessary, the filing fee if the above-referenced check is in the wrong amount, unsigned, postdated, or otherwise improper or informal or missing, or credit any overpayment to Deposit Account No. 23-0920.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:)	Art Unit: 2661
)	
Alex LEVIT, et al.)	Examiner: (N/A)
)	
Serial No.: 10/812,321)	Washington, D.C.
)	
Filed: March 29, 2004)	December 31, 2006
)	
For: LYER-3 NETWORK ROUTING WITH)	Docket No.: 91820
RPR LAYER-2 VISIBILITY)	

INFORMATION DISCLOSURE STATEMENT [IDS]

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

This Information Disclosure Statement is submitted in accordance with 37 C.F.R. 1.97, 1.98, and it is requested that the information set forth in this statement and in the listed documents be considered during the pendency of the above-identified application, and any other application relying on the filing date of the above-identified application or cross-referencing it as a related application.

☒ 1. This IDS should be considered, in accordance with 37 C.F.R. 1.97, as it is filed:

(Check one of the boxes A-D)

☐ A. within three months of the filing date of the above-identified national application or within three months of the entry into the national stage of the above-identified international application.

☒ B. before the mailing date of a first office action on the merits.

☐ C. after (A) and (B) above, but before final rejection or allowance, and Applicants have made the necessary certification (box "i" below) or paid the necessary fee (box "ii" below).

(check one of the boxes "i" and "ii" below:)

☐ i. Counsel certifies that, upon information and belief, each item of information listed herein was either (a) cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or (b) was not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of undersigned after making reasonable inquiry, was not known to any individual designated in 1.56(c) more than three months prior to the filing of this IDS.

☐ ii. A check for the fee set forth in 1.17(p), presently believed to be \$240, is enclosed (check no. _____).

☐ D. after (A), (B) and (C) above, but before payment of the issue fee: Applicant petitions under 37 C.F.R. 1.97(d) for the consideration of this IDS. A check for the fee set forth in §1.17(i), presently believed to be \$130 is enclosed (check no. _____). Counsel certifies that, upon information and belief, each item of information listed herein was either (i) cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the IDS; or (ii) was not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the undersigned after making reasonable inquiry, was not known to any individual designated in 1.56(c) more than three months prior to the filing of this IDS.

☐ 2. In accordance with 37 C.F.R. 1.98, this IDS includes a list (e.g., form PTO-1449) of all patents, publications, or other information submitted for consideration by the office, either incorporated into this IDS or as an attachment hereto. A copy of each document listed is attached, except as explained below.

(check boxes A and/or B and fill in blanks, if appropriate.)

☐ A. Document(s) _____ is (are) deemed substantially cumulative to document(s) _____, and, in accordance with 1.98(c), only a copy of each of the latter documents is enclosed.

☐ B. Certain documents were previously cited by or submitted to the Office in the following prior application(s), which are relied upon under 35 U.S.C. 120:

[insert serial numbers and filing dates of prior applications]

Applicant identifies these documents by attaching hereto copies of the forms PTO-892 and PTO-1449 from the files of the prior application(s) or a fresh PTO-1449 listing these documents, and request that they be considered and made of record in accordance with 1.98(d). Per 37 CFR 1.98(d), copies of these documents need not be filed in this application.

☐ 3. Documents ____ is (are) not in the English language. In accordance with 1.98(c), Applicant states:

☐ An English translation of each document _____ (or of the pertinent portions thereof), or a copy of each corresponding English-language patent or application, or English-language abstract (or claim) is enclosed.

☐ A concise explanation of the relevance of document(s) _____ is found in the attached search report (see reply to Comment 68 in the preamble to the final rules; 1135 OG 13 at 20).

☐ A concise explanation of the relevance of document(s) _____ is set forth as follows:
[Insert concise explanation of relevance]

☐ A concise explanation of the relevance of document(s) _____ can be found on page(s) _____ of the specification.

☐ A concise explanation of document(s) _____ can be found on the attached sheet.

4. No explanation of relevance is necessary for documents in the English language (see reply to Comments 67 and 68 in the preamble to the final rules; 1135 OG 13 at 20).

[X] 5. Other information being provided for the examiner's consideration follows:

An Office Actions dated August 10, 2006, and September 29, 2006 which issued during the prosecution of Applicant's U.S. Patent Application Numbers 09/935,970 and 10/211,066, respectively.

6. In accordance with 37 C.F.R. 1.97(g) and (h), the filing of this IDS should not be construed as a representation that a search has been made or that information cited is, or is considered to be, material to patentability as defined in § 1.56 (b), or that any cited document listed or attached is (or constitutes) prior art. Unless otherwise indicated, the date of publication indicated for an item is taken from the face of the item and Applicant reserves the right to prove that the date of publication is in fact different.

CROSS REFERENCE UNDER 37 C.F.R. & 1.78 TO RELATED APPLICATIONS

Pursuant to 37 C.F.R. § 1.78, Applicant notes that the above-identified patent application may be related to the following U.S. Patent Applications:

Respectfully submitted,
Welsh & Katz, Ltd.

By:



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February 6, 2007

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Form PTO-1449 (Rev. 8-88)		U.S. Department of Commerce Patent and Trademark Office		Attorney Docket No. 91820		Serial No. 10/812,321		
INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)				Applicant Levit et al.				
				Filing Date March 29, 2004		Group No. 2661		
U.S. PATENT APPLICATION DOCUMENTS								
Examiner Initial*		Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate	
U.S. PATENT DOCUMENTS								
Examiner Initial*		Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate	
		6,507,577	01-2003	Mauger et al.				
		6,510,141	01-2003	Ramfelt et al.				
		6,522,627	02-2003	Mauger				
		6,778,494	08-2004	Mauger				
		6,952,397	10-2005	Mor et al.				
		6,992,975	01-2006	Daniel et al.				
		7,035,279	04-2006	Bruckman				
FOREIGN PATENT DOCUMENTS								
		Document Number	Date	Country	Class	Subclass	Translation	
							Yes	No
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)								
Examiner				Date Considered				
*Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.								